761551N25A - SH-AD-32A (2/72)

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

A Tradition of Service

DATE: January 20, 2009

OFFICE CORRESPONDENCE FILE NO. SH2223922

FROM: ERIC B. SMITH, COMMANDER
LEADERSHIP AND TRAINING DIVISION

TO: KARYN MANNIS, CAPTAIN
INTERNAL AFFAIRS BUREAU

SUBJECT: **EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION:
DEPUTY EDWARD MARTINEZ #[redacted]
CENTURY STATION**

On July 14, 2008, as Suspect Oscar Ramirez reached toward his waistband, Deputy Martinez believed the suspect was grabbing a weapon. Fearing for his life, Deputy Martinez fired one round from his Beretta 92F at Suspect Ramirez, missing him at about 2010 hours.

Deputies Martinez and Dowdy received a call describing several male Hispanics smoking illegal drugs. On arrival, they saw two male Hispanics standing in front of [redacted] 70th Street. As the deputies exited, the males walked separately away from each other. Suspect Ramirez walked west on 70th Street. Suspect Ramirez' left hand was in his pocket and his right hand was at his waistband. Suspect Ramirez refused to stop and walked south on the driveway at [redacted] East 70th Street. Deputies Martinez and Dowdy followed Suspect Ramirez down the driveway and ordered him to stop. Again Suspect Ramirez ignored their orders.

When Suspect Ramirez was about halfway down the driveway, he ran away from the deputies. As he fled, he pulled his left hand from his pocket and the deputies saw him throw an object above the roof of the bungalow. Suspect Ramirez started to turn the rear corner of the building, reaching for his waistband while turning toward the deputies. Deputy Martinez believed Suspect Ramirez was trying to retrieve a weapon. Fearing for his life, he fired one round from his Beretta 92F at Suspect Ramirez, missing him. Suspect Ramirez surrendered and proned himself on the ground.

During a search for the object thrown, a loaded Smith and Wesson .357-caliber revolver was found in the rear yard of [redacted] East 70th Street.

On January 8, 2009, the Executive Force Review Committee convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.30, Use of Firearms and Deadly Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

Concerning:

MPP § 3-01/025.00, Use of Force, MPP § 3-01/025.30, Use of Firearms and Deadly Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputy Edward Martinez #[redacted]was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by Deputy Edward Martinez #[redacted]in this incident were within Department Policy.

Eric B. Smith, Commander

EBS:YLW:yw

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